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November 2009



Rebecca Landsberry

Letter from the Editor:

Hensci readers!

My apologies if you are receiving the *Extra Edition* a few days late this month. With the passing of National Council Rep. Ronald Cleghorn, we held the press date back a day later than usual. We send out condolences to all family and friends.

November celebrates our Native American Heritage in addition to National Diabetes Awareness month.

This year's theme is 'Celebrating Tribal Nations: America's Great Partners' and earlier this month, President Barack Obama held a historic meeting with tribal leaders from every nation in order to discuss issues of importance to Indian Country.

One of the reoccurring issues that seems to dominate all tribal nations is the dreaded D-word, diabetes. I have had the opportunity to visit with a few of our incredibly talented staff that make up the Diabetes Programs and they are diligently working each day to combat this disease.

It's ironic that the first step to prevention is to literally take more steps. I recently joined the Walking Program and am trying to get into the habit of reporting my less-than-impressive-numbers so far. Now if I can only lay off the deviled eggs and tabouli at Thanksgiving this year... or maybe I'll just walk around the table a couple hundred more times. Happy Holidays!

If you have news, events or story ideas, please contact the Communications Department by phone at (918) 732-7720 or e-mail me at RLandsberry@muscogeenation-nsn.gov

IN THIS MONTH'S ISSUE

• Legal Notice



DV 2009-123

SEE PAGE 2

• Warrior's Showcase Shootout

7th annual event set for Nov. 27-29

SEE PAGE 7



MUSCOGEE (CREEK) NATION HONORS OUR HEROS PAST AND PRESENT



MNN/Ruth Bible

Pictured above from left to right are attendees of the 2009 Muscogee (Creek) Nation Veterans' Day Celebration: Ken Pharaoh who played the bagpipes at the ceremony, Muscogee (Creek) Nation Second Chief Alfred Berryhill and Yolanda Elaine Childers, daughter of decorated WW II veteran Ernest Childers whose likeness is portrayed in the bronze statue located in front of the Veteran Affairs Service Office at the capitol complex in Okmulgee, Okla.

Angel Ellis
MNN Senior Writer

OKMULGEE — The Muscogee (Creek) Nation's Veterans' Affairs Service Office held its annual Veteran's Day celebration Nov. 11, 2009. In addition to the traditional celebration which consisted of display of flags representing each branch of the military, a statue of Ernest Childers was unveiled.

The veterans of the Muscogee Nation from each branch assembled for the ceremony. Veterans stood side by side on the lawns of the Veteran's building honorably displaying the branch of their service. A moment of silence ensued, in which those assembled paid respects to those who, past and present, have

selflessly served their country.

Muscogee (Creek) Nation's Second Chief, Alfred Berryhill, lead the gathering in a prayer. Shortly after, the statue of Ernest Childers was revealed to the crowd.

SEE VETERANS - PAGE 5

Muscogee (Creek) Nation mourns passing of National Council Rep. Ronald Cleghorn

Media Release
MCN Public Relations

OKMULGEE — On November 18, 2009, the Muscogee (Creek) Nation lowered the flags half-staff due to the passing of National Council Rep. Ron Cleghorn at the age of 59. Rep. Cleghorn served five sessions as a National Council Representative for Tulsa District, four of which were for Seat C and most currently for Seat A.

He has served as the Tribal Affairs Committee Chairperson, Business & Governmental Committee, Community Services & Cultural Committee and was currently serving on the Human Development Committee. Formerly, he served on the Board of Directors for the Tulsa Creek Indian Community. To better knowledge himself, Ron attended the



Gaming Operations Authority Board and Health Board meetings. Being raised in the Tulsa area for most of his years, Ron grew up personally knowing many of the Tulsa District tribal citizens.

Mr. Cleghorn is of the Sweet Potato Clan and belongs to the New Tulsa Ceremonial Ground. Mr. Cleghorn has 2 brothers, Robert and Thomas Cleghorn; nephew, Jason Grant; parents, the late Irene Jacobs Cleghorn and James G. Cleghorn; grandparents, the late John Alexander Jacobs and Nancy Tea Jacobs.

Services for Ron Cleghorn are still pending. For more information, please contact the National Council Office at (918) 732-7966.

Special Election passes 11 of 12 constitutional amendments

Rebecca Landsberry
MNN Editor

OKMULGEE — Muscogee (Creek) Nation voters recently passed 12 of the 13 proposed amendments to the Muscogee (Creek) Nation Constitution in a Special Election held earlier this month on Saturday, Nov. 7, 2009.

Run-off seats for the National Council were also determined for Tulsa, Okfuskee and Okmulgee Districts.

For Tulsa District Seat F, Incumbent Kara Medina took 246 votes and 55.03 percent of the votes over Carol McHenry-Williams' 201 and 44.97 percent.

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Editorial statements appearing in **The Muscogee Nation News**, guest columns and readers' letters reflect the opinion of the individual writer and not those of **The Muscogee Nation News**, its advisors nor the tribal administration. Editorials and letters must be signed by the individual writer and include a traceable address or phone number to be considered for publication.

Please contact our office for deadline of submissions to be considered for inclusion. **The Muscogee Nation News** reserves the right to edit all submissions for space, style and grammar. Receipt of submissions does not obligate **The Muscogee Nation News** in any regard.

The Muscogee Nation News is mailed First Class from Stigler, Okla., to all enrolled citizens' households upon request and proof of citizenship. Inquiries should be directed to the tribal communications department. Please include your tribal enrollment number with all correspondence.

TO CHANGE OR SUBMIT AN ADDRESS, PLEASE CALL (918) 732-7720 or send e-mail to: wmurphy@muscogeenation-nsn.gov.

Proclamation calls for Special Election Nov. 30

• Filing period for vacant National Council Tulsa District Nov. 30-Dec. 2, 2009

Proclamation MCN Executive Branch

OKMULGEE — WHEREAS On November 18, 2009, National Council Tulsa District Representative Ronald Cleghorn passed away; and,

WHEREAS Muscogee (Creek) Nation Code Annotated Title 19, § 9-101, states that when a vacancy occurs in an elected office other than the Office of the Principal Chief or the Office of the Second Chief, "a Special Election shall be called in the same manner as prescribed for that of the Second Chief ..."; and,

WHEREAS Article V, § 1(c), of the Constitution of the Musco-

gee (Creek) Nation states that if there is a vacancy in the Office of the Second Chief, that an election shall "be held within sixty (60) days to fill the office ..."; and,

WHEREAS In accordance with Muscogee (Creek) Nation Code Annotated Title 19, § 9102,

I, Principal Chief A.D. Ellis, call a Special Election to fill the National Council Tulsa

District Seat A vacated by the passing of Ronald Cleghorn by issuing this Proclamation and filing said Proclamation with the Election Board.

BE IT FURTHER RESOLVED

THAT in accordance with Muscogee (Creek) Nation Code

Annotated Title 19, § 9-103, the following dates shall apply to the Special Election: Filing Period shall be Monday, November 30, 2009, Tuesday, December 1, 2009 and Wednesday, December 2, 2009.

Special Primary Election shall be held on Saturday, December 26, 2009. Special General Election shall be held on Saturday, January 16, 2010, if necessary.

LET IT BE FURTHER RESOLVED THAT in accordance with Muscogee (Creek) Nation

Code Annotated Title 19, § 9-104, the Special Election shall be conducted under the provisions of Title 19 that are applicable to Primary and General Elections.

LET IT BE FURTHER RESOLVED THAT the successful candidate shall serve the remainder of the unexpired term of the vacant office.

LET IT BE FURTHER RESOLVED THAT I encourage all Absentee Voters of the Tulsa District to contact the Election Board Office immediately to verify their addresses.

Legal Notices (continued on Page 5)

IN THE DISTRICT COURT OF THE MUSCOGEE (CREEK) NATION
OKMULGEE DISTRICT

IN THE MATTER OF THE ADOPTION OF:)
K. N. C.) CASE NO. AD-2009-18
A minor child.) Judge Moore
Judge of the District Court

NOTICE OF HEARING APPLICATION FOR ORDER DETERMINING CHILDREN TO BE ELIGIBLE FOR ADOPTION WITHOUT CONSENT OF NATURAL ~~MOTHER~~ mother

TO: MEGAN NOELLE PANNELL

On the 13 day of November, 2009, a Petition was filed in this Court for the Adoption of the minor child, K.N.C., a minor child born out of wedlock at Okmulgee Memorial Hospital in Okmulgee, Oklahoma, on November 14, 2005, to Megan Noelle Pannell, so that the adoption said minor child can occur. Said Petition is set for hearing on the 17th day of December, 2009 at the hour of 10:00 O'clock AM before the Honorable Judge Patrick E. Moore in District Court in and for the Muscogee (Creek) Nation, located at Highway 75 and Loop 56, Okmulgee, Oklahoma 74447.

Petitioner has alleged in the Petition that you are the biological mother of the minor child. Petitioner alleges that your consent to this adoption should be deemed unnecessary and your parental rights terminated because you failed to pay child support for the child in accordance with your ability during the preceding year and that you failed to establish and/or maintain a significant relationship with the child for a period of six (6) consecutive months out of the last fourteen (14) months immediately preceding the filing of the Petition for Adoption.

YOU ARE, THEREFORE, NOTIFIED THAT THE COURT WILL HEAR EVIDENCE IN SUPPORT OF AND IN OPPOSITION TO THE GRANTING OF THE APPLICATION AT THE TIME AND PLACE SHOWN ABOVE, WHERE YOU WILL HAVE THE RIGHT TO BE PRESENT, HAVE AN OPPORTUNITY TO BE HEARD AT SAID TIME AND PLACE, AND HAVE THE RIGHT TO OBJECT TO THE APPLICATION FOR ADOPTION WITHOUT CONSENT.

YOUR FAILURE TO APPEAR AT SAID HEARING SHALL COMMUNICATE YOUR DECISION NOT TO OPPOSE THE APPLICATION TO DETERMINE THE CHILD ELIGIBLE FOR ADOPTION WITHOUT CONSENT AND SHALL COMMUNICATE A DENIAL OF YOUR INTEREST IN THE CHILD, WHICH DENIAL MAY RESULT, WITHOUT FURTHER NOTICE TO YOU OF THIS OR ANY SUBSEQUENT PROCEEDING, IN THE GRANTING OF THE APPLICATION FOR ADOPTION WITHOUT CONSENT AND IN THE CHILD'S ADOPTION, IN ACCORDANCE WITH THE LAWS OF THE MUSCOGEE (CREEK) NATION AND STATE OF OKLAHOMA. YOU ARE ALSO NOTIFIED THAT YOUR DUTY TO CONTRIBUTE TO THE SUPPORT OF THE CHILD STILL CONTINUES AFTER YOUR PARENTAL RIGHTS HAVE BEEN TERMINATED.

IN THE DISTRICT COURT OF THE MUSCOGEE (CREEK) NATION
OKMULGEE DISTRICT

IN THE MATTER OF:)
E.M., DOB: 11-20-07) Case No. JV-2007-08
Alleged Deprived Child.)

JUVENILE SUMMONS

THE MUSCOGEE NATION to: Darryl Love or Unknown Father

YOU ARE HEREBY NOTIFIED that a Petition has been filed in the Court of the Muscogee (Creek) Nation alleging that the above-named child is a deprived child and that, as the parent of said child, you have been named as the Respondent, all as more fully set out in the Petition.

YOU ARE THEREFORE ORDERED TO APPEAR at the Courtroom of the District Court of the Muscogee (Creek) Nation, Okmulgee, Oklahoma, on the 12 day of January, 2010 at the hour of 10:00 A.m. for an **Adjudication Hearing** and to there remain subject to the call of the Court until discharged so that you may be advised of the allegations and may answer that you admit or deny the allegations of the Deprived Petition.

You may seek the advice of any attorney on any matter relating to this action at your own expense. Or, if you are qualified as indigent, an attorney can be appointed for you.

IF YOU FAIL TO ATTEND THIS HEARING, YOUR PARENTAL RIGHTS MAY BE ADVERSELY AFFECTED AND YOU MAY BE CITED FOR CONTEMPT OF COURT AND A BENCH WARRANT MAY BE ISSUED FOR YOUR ARREST.

Issued this 16 day of November, 2009.

[Seal]
Deputy Court Clerk
Muscogee (Creek) Nation District Court

IN THE DISTRICT COURT OF THE MUSCOGEE (CREEK) NATION
OKMULGEE DISTRICT

IN THE MATTER OF:)
B.B.; DOB: 12-07-01)
J.B.; DOB: 06-03-00) Case No. JV-2009-12
C.B.; DOB: 07-15-06)
E.B.; DOB: 02-03-05)
L.P.; DOB: 01-02-99)
K.C.; DOB: 08-02-95)
Alleged Deprived Children)

JUVENILE SUMMONS

THE MUSCOGEE NATION to: Kenneth W. Culberson, Jr.
16100 CR 3535
Ada, OK 74820

YOU ARE HEREBY NOTIFIED that a Petition has been filed in the Court of the Muscogee (Creek) Nation alleging that the above-named child is a deprived child and that, as the parent of said child(ren), you have been named as the Respondent, all as more fully set out in the Petition.

YOU ARE THEREFORE ORDERED TO APPEAR at the Courtroom of the District Court of the Muscogee (Creek) Nation, Okmulgee, Oklahoma, on the 13th day of January, 2010 at the hour of 10:00 A.m. for an adjudication hearing and to there remain subject to the call of the Court until discharged so that you may be advised of the allegations and may answer that you admit or deny the allegations of the Deprived Petition.

You may seek the advice of any attorney on any matter relating to this action at your own expense. Or, if you are qualified as indigent, an attorney can be appointed for you.

IF YOU FAIL TO ATTEND THIS HEARING, YOUR PARENTAL RIGHTS MAY BE ADVERSELY AFFECTED AND YOU MAY BE CITED FOR CONTEMPT OF COURT AND A BENCH WARRANT MAY BE ISSUED FOR YOUR ARREST.

Issued this 11th day of November, 2009.

Election

Continued from Page 1

For Okfuskee District Seat B, Incumbent Lena Wind was also re-elected by the closest determination of the General Election. Wind took 174 votes and 50.14 percent with Mary L. (Severs) Lee less than one percent behind with 173 and 49.86 percent of the vote.

For Okmulgee District Seat D, Pearl M. Thomas gained 418 votes and 62.48 percent of the vote over Incumbent Carmin Tecumseh-Williams who finished with 37.52 percent and 251 votes.

The following are results of the Special Election:

A-18 - NOT PASSED
YES - 1213 / 49.57%
NO - 1234 / 50.43%

[A18]; Amending Existing Article III §1; This Constitution is hereby amended to state and require that the Principal Chief shall appoint one member to the Citizenship Board every other year, and the National Council shall appoint one member the next year, then every other year, all subject to majority approval of tile National Council.

A45 - PASSED
YES - 1706 / 69.55%
NO - 747 / 30.45%

[A45]; Amending Existing Article V §1 (e); This Constitution is hereby amended to state that the oath of office of the Principal Chief is hereby amended to read “I do solemnly swear (or affirm) that I will faithfully execute The Office of the Principal Chief of the Muscogee (Creek) Nation, and will, to the best of my ability, uphold the Constitution and the Laws of the Muscogee (Creek) Nation.”

A46 - PASSED
YES - 1713 / 69/78%
NO - 742 / 30.22%

[A46]; Amending Existing Article V §1(f); This Constitution is hereby amended to state that no person shall be eligible for the office of Principal Chief or Second Chief who has a felony conviction from a court of competent jurisdiction. Neither shall any person with a felony conviction from a court of competent jurisdiction be appointed to hold any appointive office established by, or under, this Constitution.

A51 - PASSED
YES -1441 / 58.89%
NO - 1006 / 41.44%
[A51]; Amending Existing

Article V §3; Article V §3 is hereby Amended to state and require that,

a) The Principal Chief shall prepare the annual budget request and supplements thereto.

b) Budget requests, other appropriations and amendments thereto shall be considered by the National Council with the same limitations and rules as any other bill.

c) The Principal Chief shall administer appropriated funds with the advice and consent of the National Council.

A59 - PASSED
YES -1468 / 60.39%
NO - 963 / 39.61%

[A59]; Amending Existing Article VI; This Constitution is hereby Amended to state that the citizens of the Muscogee (Creek) Nation reserve to themselves the power to propose laws, and to enact or reject the same at the polls independent of the National Council, and also reserve power at their own option to approve or reject at the polls any act of the National Council.

The First Power reserved by the citizens of the Muscogee (Creek) Nation is the Initiative, and eight (8) percent of voters who voted in the last General Election for the office of Principal Chief shall have the right to propose any legislative measure, and every such Initiative Petition shall include the full text of the measure so proposed.

Initiative Petitions shall be filed with the Secretary of the Nation and addressed to the Principal Chief who shall submit the same to the citizen voters at a Special Election, unless there is a General Election within 90 days.

The National Council shall make suitable provisions for carrying into effect the provision of this Amendment.

The veto power of the Principal Chief shall not extend to measures voted on by the People.

Measures referred to the People by initiative shall take effect and be in force when approved by a majority of the votes cast thereon and not otherwise.

A60 - PASSED
YES - 1433 / 58.56%
NO - 1014 / 41.44%

[A60]; Amending Existing Article VI; This Constitution is hereby Amended to state and require that if any National Council meeting is cancelled for lack of a quorum, each absent member of that committee shall be personally fined \$175.00 for the cancelled meeting. The Speaker of the National Council shall be responsible for the collection of fines.

A67 - PASSED
YES - 1292 / 53.39%
NO - 1128 / 46.61%

[A67]; Amending Existing Article VI §2; Article VI §2 is hereby Amended to state that all legislative power herein shall be vested in the Muscogee (Creek) National Council which shall consist of one (1) House with two (2) Representatives from each district, and further, that the number of National Council Representatives shall be set at a maximum of 16 members and additional seats may not be added without constitutional amendment.

A105 - PASSED
YES - 1350 / 57.50%
NO - 998 / 42.50%

[A105]; Amending Existing Article IX, §2; Article IX §2 is hereby repealed.

A112 - PASSED
YES - 1685 / 70.83%
NO - 694 / 29.17%

[A112], NEW; Protection of Cultural Sites and Objects; This Constitution is hereby Amended to establish and require that the government of the Muscogee Nation shall protect individual burials and cemeteries which contain burials of Muscogee people. The tribal government shall participate in the reburial of disinterred Muscogee burials and all objects removed from their original burial. Burials shall be reinterred at or in close proximity to the place from which they were disinterred, and in a place protected by a Conservation Easement in the name of the Muscogee Nation in perpetuity. Objects of cultural patrimony, except those in possession of a Citizen or ceremonial ground, shall be protected by law as tribal common property and as tribal intellectual property. The jurisdiction of the Muscogee Nation in enforcing this Amendment shall include: the cultural perimeter of Muskoghean peoples in the southeastern United States, routes of removal, the routes and camps of the exodus to Kansas and Texas caused by the United States Civil War, and those lands described by the Treaty of 1833.

A113 - PASSED
YES - 1258 / 53.44%
NO - 1096 / 46.56%

[A113]; NEW; This Constitution is hereby Amended to establish REFERENDUM AND RECALL;

Section 1. The Muscogee Creek People may propose and enact laws by the initiative or reject acts of the Muscogee Creek Nation National Council by the referendum.

Section 2. An initiative or refer-

endum is proposed by an application containing the bill to be initiated or the act to be referred. The application shall be signed by not less than one hundred (100) qualified Muscogee Creek Nation voters as sponsors and shall be filed with the person authorized by the Muscogee Creek Nation law to receive the same. The application shall be certified, if found in proper form. Denial of certification shall be subject to judicial review.

Section 3. After certification of the application, a petition containing a summary of the subject matter shall be prepared by the person authorized by Muscogee Creek Nation law to do so for circulation by the sponsors. If signed by qualified Muscogee Creek Nation voters who are equal in number to at least fifteen (15) percent of the electorate, it may be filed.

Section 4. An initiative petition may be filed at any time. The person authorized Muscogee Creek Nation law to do so shall prepare a ballot title and proposition summarizing the proposed law, and shall place them on the ballot for the first election held after adjournment of legislative session following the filing. If before the election, substantially the same measure has been enacted, the petition is void.

Section 5. A referendum petition may be filed only within ninety (90) days after adjournment of the legislative session at which the act was passed. The person authorized by Muscogee Creek Nation law to do so shall prepare a ballot title and proposition summarizing the act and shall place them on the ballot for the first election held after adjournment of that session.

Section 6. If a majority of the votes cast on tile proposition favor its adoption, tile initiated measure is enacted. If a majority of tile votes cast on tile proposition favor tile refec-tion of an act referred, it is rejected. The person authorized by Muscogee Creek Nation law to do so shall certify tile election returns.

An initiated law becomes effective ninety (90) days after certification, is not subject to veto by the Principal Chief, and may not be repealed by the Muscogee Creek Nation National Council within two (2) years of the effective date. It may be amended at any time. An act rejected by referendum is void thirty (30) days after certification. Additional procedures for the initiative and referendum may be prescribed by Muscogee Creek Nation law.

SEE ELECTION - PAGE 4

Committee Meetings

Business / Governmental

Steve Bruner - Chairman
Pete Beaver - Vice-Chair
Larry Cahwee
Selina Jayne-Dornan
David Nichols
Travis Scott
Paula Willits

Meetings: Thursday prior to Planning Session at 6 p.m., in the Council chambers.

Tribal Affairs

Bill S. Fife - Chairman
Sam Alexander - Vice-Chair
David Hill
Adam Jones
Eddie LaGrone
Carmin Tecumseh

Meetings: Third Tuesday at 5:30 p.m., in the Council chambers.

Human Development

Johnnie Greene - Chairman
Darrell Proctor - Vice Chair
Shirlene Ade
James Jennings
Keeper Johnson

Meetings: 1st Monday at 7 p.m., in the Council chambers.

Community Services / Cultural

Cherrah Quiett - Chairman
Roger Barnett- Vice Chair
Terrie Anderson
Robert Hufft
Kara Medina
Lena Wind

Meetings: Second Thursday of each month at 6:30 p.m., in the Council chambers.

Community Calendar

• 2009 C&FS Angel Tree

OKMULGEE — Children & Family services would like remind everyone that this year there are an estimated 150-200 children who be without their families and friends throughout the holiday season. With this in mind the C&FS program is asking for assistance in making their Christmas special through the Angel Tree Project.

Those wishing to participate may make donations of gifts or monetary donations. All donations or gifts need to be unwrapped and turned in by Friday Dec. 4 to Children & Family Services. This will allow time for the gifts to be wrapped and purchased.

The goal is to have all the gifts ready and delivered by Christmas Eve. If you have any questions, please feel free to contact April Welch or Cynthia Freeman at Children & Family services, at 918-732-7869.

• Notice from MCN Food Distribution Center

OKMULGEE — The Muscogee Creek Nation Food Distribution Center is hosting tailgating sites throughout each month. At these sites the staff will take applications, recertify clients, and distribute commodities. This allows people to be on the program without having to drive to the distribution center in Okmulgee.

Benefits may be available to citizens living within the Creek Nation boundaries, with the exception of residents of Broken Arrow, Muskogee, Sands Springs, and Tulsa.

Contact the Food Distributions Program an request an application be mailed, come by the office, or download an application on the website at www.muscogeenation-nsn.gov. For more information contact 918-756-3002.

Election

Continued from Page 3

Section 7. The initiative shall not be used to dedicate revenues, make or repeal appropriations, create courts, define the jurisdiction of courts or prescribe their rules, or enact local or special legislation. The referendum shall not be applied to dedications of revenue, to appropriations, or to laws necessary for the immediate preservation of the public peace, health or safety of the Muscogee Creek People. No article, section, or provision of the Muscogee Creek Nation Constitution shall be amended except as provided in this Constitution.

Section 8. All elected and/or appointed officials of the Muscogee Creek Nation are subject to recall by the qualified Muscogee Creek voters. The grounds for recall of a judicial officer shall be established by the Muscogee Creek Nation Supreme Court. The grounds for recall of an officer other than a judge are serious malfeasance or nonfeasance, during the term of office, in the performance of the duties of the office or a conviction, during the term of office, of a felony or conviction of a misdemeanor involving moral turpitude. After certification of the Application, as set forth in Section 2 of this Article, a petition for recall shall be prepared by the person authorized by Muscogee Creek Nation law to do so and the petition shall set forth the specific conduct that may warrant recall. A recall petition may not be issued for circulation by the sponsors until tile Muscogee Creek Nation Supreme Court has determined that the facts alleged in the petition are true and are sufficient grounds for issuing a recall petition. A recall petition must be signed by qualified Muscogee Creek voters who are equal in number to at least fifteen (15) percent of the electorate. Upon a determination by the person authorized by Muscogee Creek Nation law to so determine that a petition has been signed by at least the minimum number of the eligible voters, a recall election must be conducted in the manner provided by Muscogee Creek Nation law. The incumbent shall continue to perform the duties of the office until the recall election results are officially declared and, unless the incumbent declines or no longer qualifies, the incumbent shall without filing be deemed to have filed for the recall election. A recall election may not occur less than six (6) months before the end of the officer's term. An officer who is removed from office by a recall election or who resigns from office after a petition for recall issues may not be appointed to fill the vacancy that is created. Additional procedures and grounds for recall may be prescribed by the Muscogee Creek Nation National Council.

A114 - PASSED

YES - 1516 / 64.24%

NO - 844 / 35.76%

[A114], NEW; Litigation Between Tribal Officers; This Constitution is hereby Amended to establish and require that all litigation between tribal officers shall originate in the District Court of the Nation, with the right of appeal to the Supreme Court. All questions of fact shall be determined by jury trial.

A115 - PASSED

YES - 1653 / 69.92%

NO - 711 30.08%

[A115]; Establishment of the Board of Regents of the College of the Muscogee Nation; This Constitution is hereby Amended to establish the Board of Regents for the College of the Muscogee Nation. The governing body of the Mvskoke Etlwlv Nakokv Mvhakv Svhlwecvt, otherwise known in the English language as the College of the Muscogee Nation, is hereby vested in the Board of Regents consisting of five members to be appointed by the Principal Chief with the advice and consent of the National Council. The term of said Regents shall be in accordance with the rules set forth in the Charter and the By-laws of the Mvskoke Etlwlv Nacokv Mvhakv Svhlwecvt, the College of the Muscogee Nation. The exception is that the appointed member of the Board of Regents in office at the time of the adoption of this Amendment as provided by law at the time of this Amendment's ratification shall continue in office during the term for which he or she was appointed, and thereafter as provided herein. Members of the Board of Regents of the Mvskoke Etlwlv Nacokv Mvhakv Svhlwecvt, the College of the Muscogee Nation, shall be subject to removal from office only as provided by law for the removal of elective officers not liable to impeachment.

Editor's note: The following is the text from the Ex Parte Temporary Restraining Order filed in the Supreme Court Wed., Nov. 18, 2009 and received from the Office of the Principal Chief.

MUSCOGEE (CREEK) NATION
SUPREME COURT

CASE NO. 2009-10

EX PARTE TEMPORARY RESTRAINING ORDER

MUSCOGEE (CREEK) NATION
NATIONAL COUNCIL, and ROBERT TREPP, an individual Muscogee (Creek) tribal citizen, and DOES 1-10 Inclusive
Petitioners
v.

MUSCOGEE (CREEK) ELECTION BOARD, A.D. ELLIS, in his capacity as Principal Chief of the Muscogee (Creek) Nation, and MUSCOGEE (CREEK) CONSTITUTIONAL CONVENTION COMMISSION,

Respondents

On November 13, 2009, Petitioners filed their "Ex Parte Application for Temporary Restraining Order and Order to Show Cause Regarding Preliminary Injunction and Expedited Discovery" ("Application"). In support of its Application, Petitioners filed two Declarations and a Memorandum in Support of Petitioners' Application. These filings allege a number of procedural errors relating to the manner in which a number of the Constitutional Amendments approved by voters in the November 2, 2009 Special Election were drafted and presented.

Petitioners seek, among other things, to "preclude the [Election] Board from certifying the results of the Special Election conducted on November 7, 2009"

As no Certificate of Service was filed with these materials, it is unclear

whether all named Respondents were properly served in this matter. Notwithstanding this potential defect in service, this Court recognizes the utility in addressing certain issues raised by Petitioners prior to the Election Board's certification of the results of the Special Election.

Therefore, in the interest of allowing all named Parties the opportunity to voice their respective positions regarding Petitioners' Application prior to final certification of the results of the November 7, 2009 Special Election, this Court finds it necessary to issue a temporary restraining order forestalling the Election Board's certification of such results.

THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that an Ex Parte Temporary Restraining Order (TRO) is hereby issued enjoining the MCN Election Board, and those acting in joint concert with this, from certifying or otherwise asserting or claiming as valid the vote of the election held on November 7, 2009 Special Election on the Constitution

Amendments, until further, notice of this Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all named parties have the opportunity to submit to this Court letter briefs of no more than five (5) pages long by November 30, 2009 summarizing their respective positions regarding whether this Court's TRO in this matter should expire or remain in place pending additional argument and/or presentations of facts. Submitted letter briefs should address service of process, this Court's jurisdiction, ripeness of the issues presented in Petitioners' Application, Petitioners' standing, and any other relevant threshold issues.



Tulsa Creek Indian Community

Christmas Bazaar

Saturday, December 5, 2009
9 a.m. - 2 p.m.

Over 15 Arts & Crafts Vendors available

~Biscuits & Gravy for breakfast~
&
~Indian Tacos for lunch @ 11 a.m.~

For more information Please contact:
Tulsa Creek Indian Community Center
8611 S. Union Ave ~ Tulsa, OK 74132
(918)294-2464
or visit: tcic-online.com

50/50 *Free to the Public* *Concession will be available* *Door Prizes*

Legal Notices (continued from Page 2)

IN THE DISTRICT COURT OF THE MUSCOGEE (CREEK) NATION OKMULGEE DISTRICT

In re the marriage of DALEY,)
BRYAN WAYNE DALEY,)
Petitioner,)
vs.) Case No. DV 2009-123
KATHLEEN MARIE DALEY,) Before Patrick E. Moore
Respondent.) Judge of the District Court

SERVICE OF SUMMONS BY PUBLICATION NOTICE

Muscogee (Creek) Nation To: Kathleen Marie Daley

TAKE NOTICE that you have been sued for divorce in the District Court of the Muscogee (Creek) Nation, Okmulgee District, Case No. DV 2009-123, styled In re the Marriage of Daley, Bryan Wayne Daley, Petitioner and Kathleen Marie Daley, Respondent. The action alleges that the petitioner is entitled to a *Decree of Divorce* from you based on the grounds of incompatibility.

You are notified that you must answer the *Petition* filed by the petitioner thirty (30) days from the date of publication or the allegations contained in the *Petition* will be taken as true and judgment will be entered against you and in favor of petitioner as prayed for in his *Petition*. This matter is set for a final decree before the Court on the 5th day of January, 2010 at 2:00 p.m.

Given under my hand and seal this 13th day of November, 2009.

IN THE DISTRICT COURT OF THE MUSCOGEE (CREEK) NATION OKMULGEE DISTRICT

In re the marriage of CRUZ:)
EDNA ELIZABETH BROWN-CRUZ,)
Petitioner,)
vs.) Case No. DV 2009- 131
JUAN ARCHIMEDES CRUZ,) Before Patrick E. Moore
Respondent.) Judge of the District Court

NOTICE OF SERVICE OF SUMMONS BY PUBLICATION

Muscogee (Creek) Nation To: Juan Archimedes Cruz

TAKE NOTICE that you have been sued for divorce in the District Court of the Muscogee (Creek) Nation, Okmulgee District, Case No. DV 2009-131, styled In re the Marriage of Edna Elizabeth Brown-Cruz, Petitioner and Juan Archimedes Cruz, Respondent. The action alleges that the Petitioner is entitled to a *Decree of Dissolution of Marriage* from you based on the grounds of incompatibility.

You are notified that you must answer the *Petition* filed by the petitioner on or before the 29th day of December, 2009, or appear at the hearing on the 29th day of December, 2009 at 2:00 O'clock p.m. Failure to respond and/or attend will result in the allegations contained in the *Petition* being taken as true and judgment will be entered against you and in favor of Petitioner as prayed for in her *Petition*.

Given under my hand and seal this 13 day of November, 2009.



MNN/Ruth Bible

Pictured above are Muscogee (Creek) Nation veterans who attended the festivities at the annual Veterans' Day Celebration held Tuesday, Nov. 10, 2009 on the capitol complex

Veterans

Continued from Page 1

The statue is proudly positioned at the main entrance of the MCN Veteran's Building, along with other tributes to the Nations service men and women.

The MCN Veteran's Building is in itself a monument to veterans which enthusiastically managed by Muscogee (Creek) Veteran Ken Davis. Inside the facility is an open air memorial service wall which displays the names of those brave soldiers who gave their lives during the major American wars. The center piece of the display is a floor arrangement which displays the seals of all the branches of the military.

The circular building also boasts a complete walk around display case hallway, which is filled with various photographs and the personal memorabilia of individual soldiers. Many of the attendees at the Veteran's Day celebration took the time to visit the display cases of their loved ones or to learn more about the lives of Muscogee (Creek) Veterans. The children from the MCN Head

Start were among the participants at the celebration. A particular touching moment was when a few of the 3-5-year-old children gazed up at the new statue of Ernest Childers. Their tiny hands explored the smoothness of the stone rendition of a great hero who sacrificed and others like him, made it possible for those children continue to thrive and grow in a happy and safe country. One could not help but be moved at the thought of how different the day could have been for those tiny hands were it not for the men and women who the Nation sought to acknowledge that day.

Veterans were also photographed by MCN Communications photographer Mallory Bible who worked with Veteran affairs to set up a studio portrait session for each Muscogee (Creek) Veteran. The celebration rounded off with a picnic-style lunch of BBQ catered by Masseys.

For more information on MCN VASO, please contact the office at (918) 732-7734.

Pancake Breakfast

OKMULGEE — St. Paul's United Methodist Church will be the location of a fund raiser pancake breakfast hosted by the Young adults of Springfield Methodist Church.

St. Paul's is located at North 3rd St. in Okemah. The fund raiser will be held on Dec. 5, 2009 between 8 a.m. - 12 p.m.

Children may have their picture taken with Santa. Adult breakfast is \$6, children \$4, two and under are free. Breakfast includes pancakes, sausage drinks and free hot cocoa.

All proceeds benefit the Springfield United Methodist Church Youth Ministry.

New Beginnings Baptist selling tamales for holiday season

HENRYETTA — New Beginnings Baptist Church will be selling tamales in order to raise funds for upcoming church activities.

Member Joyce Thompson has been in the process of hand-sewing quilts to cancer patients and missions. Canned foods are also being accepted for holiday food baskets.

For more information, please contact Joyce Thompson at (918) 652-3897.

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Free two-day health workshop set for child health care professionals

Media Release

MCN Diabetes Program

OKEMAH — Let's Play, in conjunction with the MCN and Wewoka Indian Health Center are hosting a free two-day workshop.

This conference is free to all local Physical Education Teachers, local health care agencies, and any other group working in the area of increasing physical activity in children.

The conference will be held at the Panther Dome of Okemah Public Schools on Tuesday Dec. 8, from 8:30 a.m. - 2:30 p.m., and on Wednesday Dec. 9 from 8:30 a.m. - 2:30 p.m.

On Tuesday Ray Fredrick, coach of the Bouncing Bulldog Jump

Rope team will be speaking. The Bulldogs have been Jump Rope National Champions for six years and performed at the Beijing Olympic games.

On Wednesday Scott Robison M.Ed, the Health Educator at the Wewoka Indian Health Center and former Exercise Program coordinator will be presenting an approach to physical activity with positive experience, movement and physical activity regardless of size and shape.

To register, contact Kim Little, Muscogee (Creek) Nation Diabetes Program at (918) 689-2540.

Birth

Eviana Gail Evans

TAHLEQUAH — Eviana Gail Evans was born on Sept. 1, 2009 at Hastings Indian Hospital.

She weighted 7 pounds and 15 ounces and was 19 inches in length.

She is the daughter of Terryn Proctor and Evan Evans.

Grandparents are Terry and JoAnn Proctor and Mando and Anita Evans.

Great grandparent is Samarian Harrison.



Birthdays

Jazmine Faye King

OKMULGEE — Jazmine Faye King celebrated her first birthday on July 15, 2009 with a theme of “Hello Kitty.”

She is the daughter of Kimberly Reagan and Virgil King.

Grandparents are Jerry and Amy Reagan and Virgil King Sr. and Delina King.

Great grandparents are Eli and Lena Starr and Fred and Luella Reagan.

She is of the Deer Clan and of the Arbeka Tribal Town.



Paulo Daniel Rodriguez

CIBOLO, Texas — Paulo Daniel Rodriguez celebrated his fourth birthday on Nov. 4, 2009.

Parents are Daniel and Caitlyn Rodriguez. He has one sibling; Diego Rodriguez.

Grandparents are Robert Combs and Lynn Lutzen and Jesus Rodriguez and Wilma Daal.

Great grandparents are Harold and Joanna Combs.

He is of the Coweta Tribal Town.



Birthdays

Chenoa Barnett

OKMULGEE — Chenoa Barnett celebrated her 5th birthday on Oct. 23 with a “Hannah Montana” party.

Her parents are Stephanie Good Voice and Roger Barnett. She has two siblings; April and Eco Barnett.

Her grandparents are Sally (Jones) and the late Kenneth Good Voice and Rachel (Wilson) and the late Joseph Barnett.

Great grandparents are the late Walter and Mary (Yahola) Jones and the late Elias and Keva (Iyotte) Good Voice and the Late Solomon and Nicey (Tecumseh) Wilson and the late James and Lizzie (Starr) Barnett.

She attends the Okmulgee Child Development Center.

She is of the Raccoon Clan and is from the Nuyaka Tribal Town.



Terryn Proctor

WAGONER — Terryn Proctor celebrated her 20th birthday on Oct. 25, 2009 with a “Halloween” themed party.

Parents are Terry and JoAnn (Harrison)Proctor.

She has three siblings; Kayla, Marissa and Hooty.

Grandparents are the late Addison and Samarian (Sulphur)Harrison and the late Harvey and Geraldine Proctor.

Great grandparents are the late David and the late Silby Harrison and Alex and Fannie Sulphur and the late Columbus and the late Suzie Proctor.

She is of the Beaver Clan and of the New Tulsa Tribal Town.



Diego Robert Rodriguez

CIBOLO, Texas — Diego Robert Rodriguez celebrated his sixth birthday on Oct. 31, 2009 with a “Spy” themed party.

Parents are Daniel and Caitlyn Rodriguez. He has one sibling; Paulo Rodriguez.

Grandparents are Robert Combs and Lynn Lutzen and Jesus Rodriguez and Wilma Daal.

Great grandparents are Harold and Joanna Combs.

He attends Sippel Elementary School.

He is of the Coweta Tribal Town.



Birthdays, Births & Special Announcements!

Birthday:

Roll Number: _____

Phone Number: (____) _____

Name: _____

Address: _____

Date of Birth: _____

Theme of the party: _____

Parents: _____

Siblings: _____

Maternal and Paternal grandparents: _____

Maternal and Paternal great grandparents: _____

School: _____

Clan: _____

Tribal Town: _____



Birth:

Roll Number: _____

Phone Number: (____) _____

Name: _____

Address: _____

Date of Birth: _____

Name of Hospital: _____

Weight: _____ pounds _____ ounces _____ inches

Parents: _____

Siblings: _____

Maternal and Paternal grandparents: _____

Maternal and Paternal great grandparents: _____

Clan: _____

Tribal Town: _____



Announcements:

Roll Number: _____

Phone Number: (____) _____

Name: _____

Address: _____

Parents: _____

Siblings: _____

Maternal and Paternal grandparents: _____

Maternal and Paternal great grandparents: _____

Clan: _____

Tribal Town: _____

Please attach announcement



PLEASE SEND PHOTO(S) To: MCN Communications Dept. • P.O. Box 580 • Okmulgee, OK 74447

7th Annual Warrior's Showcase Shootout

• Close to 80 teams expected with a strong contingency from Mississippi attending

Media Release

4 Love of the Game

HENRYETTA — 4 Love of the Game will be hosting their 7th Annual Warriors Showcase Shootout on Nov. 27-29, 2009 for Native American boys and girls ages five to 14. The three day basketball tournament will once again be held at Henryetta Public Schools..

The Annual Warriors' Showcase Shootout has been held during Thanksgiving Weekend for the past six years. Last year's 6th Annual Warriors' Showcase Shootout was held November 28 - 30, 2008 in Henryetta, Okla. The tournament featured 66 boys and girls teams, 10 more than the previous year. Over 2,500 family, friends and avid fans witnessed the play of future hardwood stars!

The tournament features nine different divisions: 5&6 (coed), 7&8 (boys/girls), 9&10 (boys/girls), 11-12 (boys/girls) and 13-14 (boys/girls). All teams must be community based and are limited to an eight player team roster. The entry fee for each division is as follows: 5-6 &

7-8 is \$100, 9-10 & 11-12 is \$120 and 13-14 is \$150 in the form of a cashier's check or money order only. The deadline has been pushed back to Nov. 6, 2009 at 5 p.m.

One of the goals of 4LOTG was to one day host a Warriors Showcase Shootout tournament to over 100 teams and be tabbed as the largest national Native American tournament for ages 5-14! This dream is close to coming to fruition. The Mississippi Choctaw community is planning on entering 10-15 teams. Other Native American communities



Photography courtesy of 4LOTG

Above: Pictured above are participants fighting for a loose ball during tournament action at the 2008 Warriors' Showcase Shootout.

Below: Pictured at left is the all new \$9,000 Kubota RTV 500 that will be given away in a raffle at this year's event. At right, 4 Love of the Game board member David Pascale and Preston Public Schools Superintendent Mark Hudson assist in the delivery of turkeys to needy families over the holiday season.

in Kansas and Nebraska have expressed interest as well.

Prior to beginning of the 7th Annual Warriors Showcase Tournament, 4LOTG will be giving away over 90 turkeys to those in need during the Thanksgiving holiday.

"4 Love of the Game is not, and will never be, just about sports," said Victor Bear. "We use sports to reach Native American youth and families. Our families and 4LOTG has been blessed over the years and we want to give back to the Native American

communities."

If you know or a Native American family that may be in need during Thanksgiving please visit the office of 4LOTG at 112 N. 7th Street in Henryetta and leave a contact name and number of the family. The turkeys will be given out at the office at a date and time to be announced later.

Also, in conjunction with this tournament and throughout the months of November through March, 4LOTG will be coordinating a fund-raising raffle to generate funds to construct a

multi-purpose facility in Henryetta. The raffles tickets are \$10 per ticket or three for \$20.

The raffle is for a \$9,000 Kubota RTV 500. Registration forms may be downloaded at www.4loveofthegame.org. All required documentation for official entry can be mailed in or dropped off at the 4LOTG offices at 112 N. 7th Street in Henryetta.

For more information, contact Lucas Taylor at (918) 650-3920, Victor Bear at (918) 261-2315 or David Pascale at (918) 650-3704.



Community Calendar

• Challenge Bowl training set for Feb. 4, 2010

OKMULGEE — The Challenge bowl training will be held Feb. 4, 2010.

The high school competition will be held on Feb. 11, 2010, middle school competition on Feb. 18, 2010, and the elementary competition Feb. 25, 2010.

All training and competitions will be held at Burbank Schools, which is located at 209 S. Lakewood Dr., in Tulsa, Okla.

The registration deadline is Jan. 8, 2010. For more information contact Joe Martel, by e-mail at jmartel@muscogeenation-nsn.gov, by phone at (918) 732-7841 or fax at (918) 732-7844.

• Dewar Indian Community hosts Creek language classes

DEWAR — Dewar Indian Community is currently hosting Creek language classes on Tuesdays and Thursdays from 7-9 p.m., at the Dewar Indian Community Center located at 212 N. Luella in Dewar, Okla.

For more information please call (918) 652-3310 or the MCN Language Program at (918) 732-7724.

• Fife Collection to be featured in BAHSM

BROKEN ARROW — A special exhibit, "The Fife Collection: A New Generation," that includes works of twenty-one artists from a single family will be on exhibit at the Broken Arrow Historical Society Museum beginning Saturday, November 21. A "Meet the Artists" reception will be held on Sunday, November 29 from 1 to 5 pm at the museum, 400 S Main in Broken Arrow.

This exhibit will run Nov. 21, 2009 through Jan. 9, 2010 at the Broken Arrow Historical Society Museum. Hours are Tuesday through Friday 10 a.m. - 4 p.m., and Saturdays from 10 a.m. - 2p.m. Special opening will be held Sunday, Nov 29, from 1 p.m. - 5 p.m., and will feature a meet and greet with the artists.

For more information contact Betty Gerber, Executive Director of the Broken Arrow Historical Society, 400 S. Main, Broken Arrow (918) 258-2616



Open House

Saturday, December 5, 2009 5 -7 p.m.



Join us for **Mvskoke Christmas Songs &
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&**

Miss Okmulgee County Outstanding Team

Creek Council House Museum

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(918)756-2324

